

CHAPTER NO. 25

SENATE BILL NO. 506

By Haun

Substituted for: House Bill No. 593

By Whitson

AN ACT To amend Tennessee Code Annotated, Section 38-3-120, relative to the designation of peace officers by a Category I Nuclear Facility.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 38-3-120, is amended by adding the following language as a new, appropriately designated subsection:

(i)(1) The provisions of subsections (a) through (h) shall apply to the owner of a Category I Nuclear Facility; and the owner of a Category I Nuclear Facility shall have the same rights, authority and limitations as TVA possesses with regard to the appointment of peace officers pursuant to this section.

(2) Each peace officer appointed or designated by the owner of a Category I Nuclear Facility shall possess all of the powers, in any county where such facility is located, of a peace officer, including the power to make arrests for public offenses committed against employees or agents or against the property of the Category I Nuclear Facility and, while in pursuit of a person fleeing after committing such an offense, may pursue the person and make arrests anywhere in the state. Additionally, such officers shall possess authority to investigate anywhere in the state any such offense and shall possess authority to carry weapons for the reasonable purposes of their offices and while in the performance of their assigned duties. Notwithstanding any provision of law to the contrary, the authorities, responsibilities and liabilities of such officers shall be limited as provided for under this section.

(3) As used in this section, unless the context otherwise requires, "Category I Nuclear Facility" means a facility that possesses a formula quantity of strategic special nuclear material as defined and licensed by the United States Nuclear Regulatory Commission and that must comply with the requirements of Title 10, Part 73, of the code of federal regulations.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: March 19, 2001




JOHN S. WILDER
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 22nd day of March 2001



DON S. QUIGLEY, GOVERNOR